Texas Ethics Commission P.O. Box 12070 Austin, Texas 78711-2070 (512) 463-5800 (TDD 1-800-735-2989)

SWORN COMPLAINT BEFORE THE TEXAS ETHICS COMMISSION

An individual must be a resident of the state of Texas to be eligible to file a sworn complaint with the Texas Ethics Commission. The complainant is required to attach to the complaint a copy of one of the following documents:

- complainant's driver's license or personal identification certificate issued under Chapter 521 of the Transportation Code, or commercial driver's license issued under Chapter 522 of the Transportation Code; or
- a utility bill, bank statement, government check, paycheck or other government document that shows the name and address of the complainant and is dated not more than 30 days before the date on which the complaint is filed.

Effective September 1, 2009, an individual may also be eligible to file a sworn complaint with the Texas Ethics Commission if the individual owns real property in the state of Texas. Under this provision, the complainant will be required to attach to the complaint a copy of a property tax bill, notice of appraised value, or other government document that shows the name of the complainant, shows the address of the real property in Texas, and identifies the complainant as the owner of the real property.

OFFICE USE ONLY
Docket Number
Date Hand-delivered or Date Postmarked

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR: Mr.	FIRST: John	MI:		
	NICKNAME:	LAST: Loza	SUFFIX:		
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS: 2334 Lucas Drive	APT / SUITE #:	CITY: Dallas,	STATE: TX	ZIP CODE: 75219
	(Full home or business address, including street, city, state, and zip code)				
3 COMPLAINANT MAILING ADDRESS [X] (check if same as above)	ADDRESS:	APT / SUITE #:	CITY:	STATE:	ZIP CODE:
	(Full home or business address, including street, city, state, and zip code)				
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE / PHONE NUMBER / EXT: 214-957-8387		5 COMPLAINANT E-MAIL ADDRESS	johnlozadallas@yahoo.com	

II. IDENTITY OF RESPONDENT

6 RESPONDENT NAME	MS / MRS / MR: Mrs.	FIRST: Kristi	MI: Lara		
	NICKNAME:	LAST:	SUFFIX:		
7 RESPONDENT POSITION OR TITLE	Candidate for Dallas ISD Trustee, District 8				
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS: 2828 Lemmon Ave E	APT / SUITE #:	CITY: Dallas,	STATE: TX	ZIP CODE: 75204
	(Full home or business address, including street, city, state, and zip code)				
9 RESPONDENT MAILING ADDRESS [X] (check if same as above)	ADDRESS:	APT / SUITE #:	CITY:	STATE:	ZIP CODE:
	(Full home or business address, including street, city, state, and zip code)				
10 RESPONDENT TELEPHONE NUMBER	AREA CODE / PHONE NUMBER / EXT: 972-863-2819		11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)	kristi.lara4disd8@gmail.com	

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III. NATURE OF ALLEGED VIOLATION

Include the specific law(s) or rule(s) alleged to have been violated. The Texas Ethics Commission has jurisdiction to enforce only the following laws: (1) Title 15 of the Election Code; (2) Chapters 302, 303, 305, 572, 2004 of the Gov't Code; (3) § 334.025 and § 335.055 of the Local Gov't Code; (4) Subchapter C, Chapter 159 of the Local Gov't Code, in connection with a county judicial officer who elects to file a financial statement with the commission; (5) § 2152.064 and § 2155.003 of the Gov't Code; (6) § 306.005 of the Gov't Code.

Kristi Lara has violated section 255.006 of the Texas Elections Code by knowingly representing in campaign communications that she holds a public office that she does not hold.

Section 255.006(b) states: "A person commits an offense if the person knowingly represents in a campaign communication that a candidate holds a public office that the candidate does not hold at the time the representati is made." Subsection (c) then explains that a person "represents that a candidate holds a public office that the candidate does not hold" if (1) the candidate does not hold that office (i.e., is not an incumbent) and (2) the communication does not include the word "for."

ATTACH ADDITIONAL PAGES AS NEEDED

IV. STATEMENT OF FACTS

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

Based on information and belief, Kristi Lara has distributed yard signs and bumper stickers that misrepresent her as a current public office holder by including the following language: "Kristi Lara Dallas ISD School Board Trustee District 8." Her signs and bumper stickers do not include the word "for," as required by section 255.006(c)(2), and therefore by definition represent that she holds a public office she does not hold under section 255.006(b). Kristi Lara has also posted images of the yard signs and the bumper stickers mentione above, among other similar graphics, on her campaign facebook page found at www.facebook.com/kristi.lara.92.

Additionally, based on information and belief, Kristi Lara mailed post card flyers to an unknown number of Dallas residents that also failed to include th word "for" causing those campaign materials to also violate section 255.005(b) The Elections Code violations described herein were committed on or before October 24, 2013.

ATTACH ADDITIONAL PAGES AS NEEDED

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Exhibit A - Photograph of Yard Sign
Exhibit B - Photograph of Bumper Sticker
Exhibit C - Photograph of Post Card Mailer
Exhibit D - Graphic Posted to Kristi Lara's Facebook Page
Exhibit E - Screenshot of Kristi Lara's Facebook Page

ATTACH ADDITIONAL PAGES AS NEEDED

VI. AFFIDAVIT

BASED ON PERSONAL KNOWLEDGE

(Execute this affidavit if the acts alleged are within your direct personal knowledge.)

I, _____, complainant, swear that I am a resident of the state of Texas. I swear that I have knowledge of the facts alleged in this complaint and that the information contained in this complaint is true and correct.

Signature of Complainant

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said _____, this the _____ day of _____, 20 _____, to certify which, witness my hand and seal of office.

_____ _____ _____
Signature of officer administering oath | Printed name of officer administering oath | Title of officer administering oath

VII. AFFIDAVIT

BASED ON INFORMATION AND BELIEF

(Execute this affidavit if the acts alleged are not within your direct personal knowledge, but are based on reasonable belief.)

I, John Loza, complainant, swear that I am a resident of the state of Texas. I swear that I have reason to believe and do believe that the violation alleged in this complaint has occurred. The source of my information and belief is

MICHELE CLANTON
Notary Public, State of Texas
My Commission Expires
January 13, 2015

Signature of Complainant

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said JOHN P. LOZA, this the 25TH day of OCTOBER, 20 13, to certify which, witness my hand and seal of office.

_____ MICHELE CLANTON NOTARY PUBLIC
Signature of officer administering oath | Printed name of officer administering oath | Title of officer administering oath

A COMPLAINT WILL BE DISMISSED IF A COPY OF ONE OF THE FOLLOWING DOCUMENTS IS NOT ATTACHED AS PROOF OF TEXAS RESIDENCY.

Please check one of the boxes below to indicate the copy of the document you have attached to the complaint:

- [X] Texas driver's license
- [] personal identification certificate (issued under Chapter 521 of the Transportation Code)
- [] commercial driver's license (issued under Chapter 522 of the Transportation Code)
- [] utility bill *
- [] bank statement *
- [] government check *
- [] paycheck *
- [] other government document *

* with name and address of complainant and dated not more than 30 days before the date on which the complaint is filed *

WAIVER OF NOTICE BY CERTIFIED MAIL REQUIREMENT FOR COMPLAINANT

I waive the requirement that written notices addressed to me concerning any pending sworn complaint be sent by registered or certified mail, restricted delivery, return receipt requested.

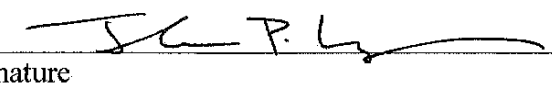
I understand that I may withdraw this waiver by written notice to the executive director of the Ethics Commission.

I further understand that unless the commission's staff and I agree on an alternate means, the commission will send all written notices to me by email to the email address I provided on the sworn complaint form or to a different email address provided by me to the commission staff, or by first class mail.

I also understand that the commission retains the right to mail any notices to me by a more restrictive means than first class mail or email if the commission in its discretion determines it is warranted.

John Loza
Print Name

Alternate Email Address for Notices (optional)


Signature

10/25/2013
Date

Exhibit A

Photograph of Yard Sign



Exhibit B

Photograph of Bumper Sticker

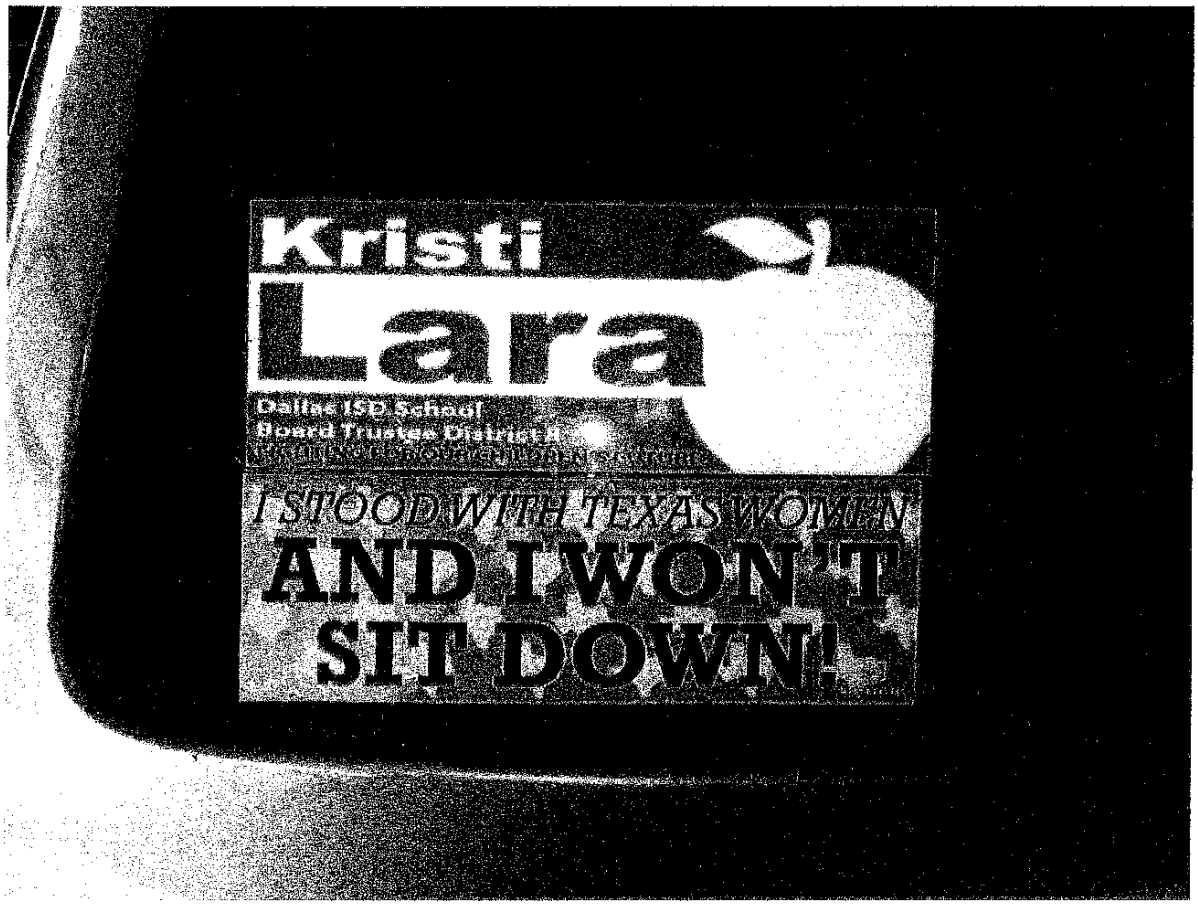


Exhibit C

Photograph of Post Card Mailer

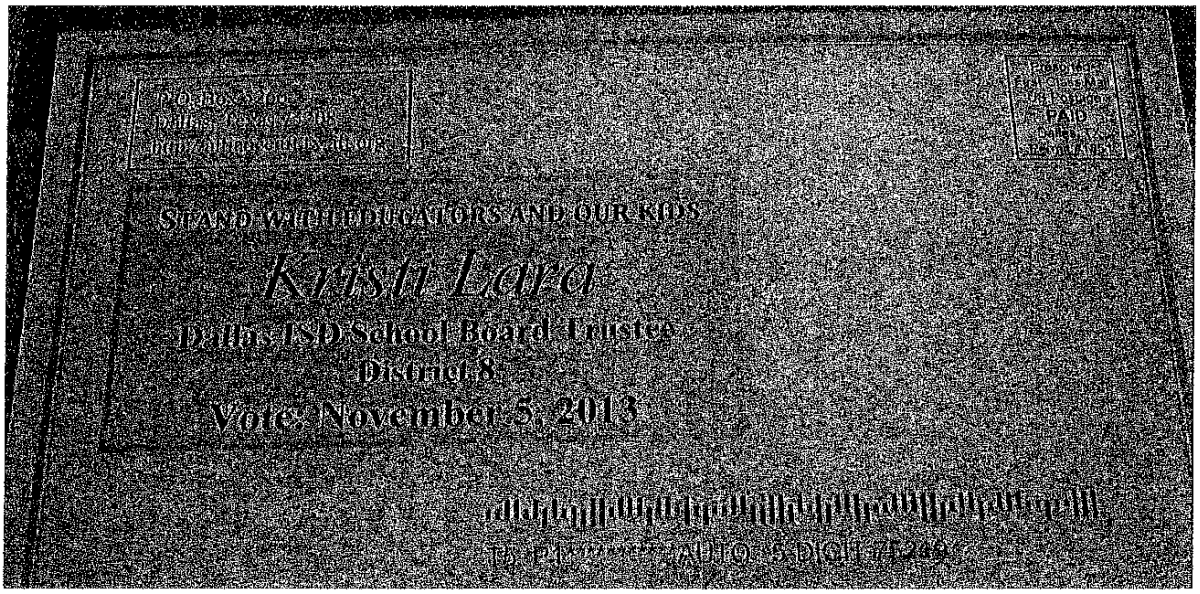


Exhibit D

Graphic Posted to Kristi Lara's Facebook Page

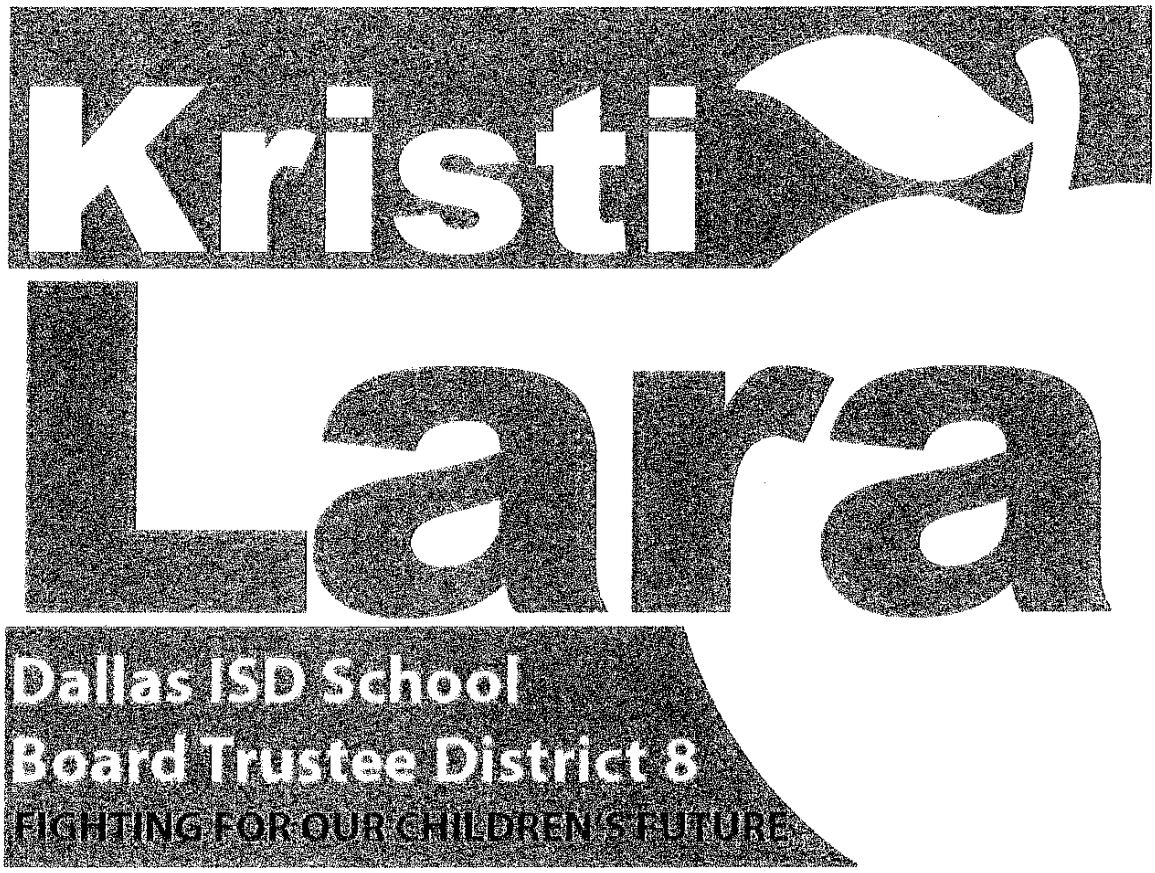


Exhibit E

Screenshot of Kristi Lara's Facebook Page

